

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ADAM DAVIS,

Petitioner,

v.

SCOTT RUSSELL,

Respondent.

CASE NO. C12-5645 RJB-JRC

ORDER ADOPTING A REPORT
AND RECOMMENDATION

The Court has reviewed the Report and Recommendation of Magistrate Judge J. Richard Creatura and the remaining record. No objections to the Report and Recommendation was filed. Is is ORDERED:

1. The Court adopts the Report and Recommendation;
2. The Court dismisses the petition as procedurally barred.
3. The Court will not issue a certificate of appealability.
4. The Clerk is directed to send a copy of this Order to petitioner, and to the Hon. J. Richard Creatura.

DATED this 2ND day of January, 2013.



ROBERT J. BRYAN
United States District Judge